

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**CRIMINAL APPEAL No. 169 of 1992****For Approval and Signature:****HONOURABLE MR.JUSTICE RAVI R.TRIPATHI**

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1 Whether Reporters of Local Papers may be allowed to see the judgment?

2 To be referred to the Reporter or not?

3 Whether their Lordships wish to see the fair copy of the judgment?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder?

5 Whether it is to be circulated to the civil judge?

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NATUBHAI KESHUBHAI

Versus

STATE OF GUJARAT

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Appearance :

None for the Appellant

MR HL JANI, ADDITIONAL PUBLIC PROSECUTOR for the Opponent

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CORAM : HONOURABLE MR.JUSTICE RAVI R.TRIPATHI

Date : 02/02/2007

ORAL JUDGMENT

1. On 29.11.2006, this Court had directed the office to sent notice to the appellant – Natubhai Keshubhai, residing at village Degwada, Taluka: Mahuva, District:

Bhavnagar, intimating that, 'learned Advocate Mr.Gandhi is not present in the Court to go on with the matter; that the matter is kept on 20.12.2006 and that the appellant shall make necessary arrangement to remain present before this Court to represent his case'.

In response to the said notice, a communication is received from the Sessions Court, Bhavnagar dated 12.01.2007 addressed to the Registrar General of this Court, sending notice papers as unserved to the appellant.

On perusal, it is found that the appellant – Natubhai Keshubhai has expired on 05.04.2006. Xerox copy of the death certificate is annexed to the papers.

2. On expiry of the appellant, the appeal has abated and it is disposed of accordingly.

(RAVI R.TRIPATHI, J.)

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